(29)

HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (C) No. 6430 of 2007

PETITIONER : Deshan Dahariya, D/o Late Dani Kumar Dahariya, aged about 37 years, resident of village Gantadih, Police Station – Sarsiva, Tahsil – Bilaigarh, Distt. Raipur (C.G.)

VERSUS

RESPONDENTS : 1. The State of Chhattisgarh, through the Secretary, Department of Home Affairs, Dau Kalyan Singh Bhawan, Raipur (C.G.)
2. The Deputy Superintendent of Police, Schedule Caste and Schedule Tribes, Raipur (C.G.)
3. The Station House Officer, Police Station Sarsiva (Schedule Caste and Schedule Tribe), Distt. Raipur (C.G.)
4. Santosh Kumar Thawait, Son of Shri Rajaram Thawait, aged about 38 years, resident of village Gantadih, P.S. Sarsiva, Tah. Bilaigarh, Distt. Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Shri Satish K. Agnihotri, J.

Present: Shri Bharat Rajput, Advocate for the petitioner.
Shri Vinay Harit, Deputy Advocate General with Shri S.K.Mishra, Panel Lawyer for the State/respondent No. 1 to 3.

ORDER

(Passed on 25th day of October, 2007)

1. Learned counsel for the petitioner submits that the petitioner has lodged a First Information Report with the Scheduled Caste and Scheduled Tribe Police Station, Sarsiwan, District Raipur, on 05.05.2006. Thereafter, the petitioner has not been informed about the progress of the case under the provisions of Section XIII – Closing the Investigation, regulations 786 and 787 of the M.P. Police Regulations.

2. Learned counsel for the petitioner seeks permission of this Court to withdraw this petition with a liberty to move the Judicial Magistrate for appropriate action under the provisions of the Code of Criminal Procedure, 1973.

3. Thus, this petition is accordingly dismissed as withdrawn with the above stated liberty.

Sd/-
Satish K. Agnihotri
Judge

Amit